

**Brentwood Planning Board
Minutes – December 4, 2008**

Members Present:	Bruce Stevens, Chairman Kevin Johnston, BOS Rep Charlie Pratt Mike Amthor Glenn Greenwood, Circuit Rider Planner	John Kennedy, Vice-Chair Doug Brenner, Secretary Bob Magnusson
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Minutes – Mail – Board Business

Chairman Stevens opened the meeting at 7:00.

The manifest was signed.

St. Hilaire said she made several grammatical corrections to the Nov 20 minutes after they were sent out to members.

Motion made by Kennedy, 2nd by Amthor to approve the amended November 20 minutes: the motion carried with Amthor and Brenner abstaining as they were not present.

Wayne Morrill of Jones and Beach Engineers and Joe Lombardo of NE Dragway were in to let the Board know that they have been working with the NHDES to correct their wetlands violations. Morrill and Lombardo will meet with the Conservation Commission next Wednesday, and will be submitting a site plan review application to the PB, for a January 15 hearing. Stevens thanked Morrill and Lombardo for coming in this evening.

7:15 Continued Public Hearing: For consideration of revocation of the approved subdivision titled Barnett Wood Conservation Subdivision. Tax maps 220.009.001 thru 220.009.012 & 220.009.014 thru 220.009.019. Vasilka Nicolova, Roger Brown and Richard Neely were present for this hearing.

The Board received a copy of a letter from RCCD that was sent to the developer that stated they are satisfied with the corrective work done on the conservation parcel.

St. Hilaire told the Board that town engineer Steve Cummings had been to the site this week and did not see where any thing had moved (no more erosion) and Kennedy concurred. Stevens said that in the absence of any further problems, this could be monitored by the PB until spring. Two estimates were received for stabilizing the area, as recommended by Cummings. Kennedy said the corrective work has been done and is not sure it is worthwhile to do any more work on the site this time of year. He said that while he is not happy with all of what has happened, he thinks the best thing to do is keep an eye on the site, and if there is a problem, the Board should expect the developer to take care of it. Johnston said the town engineer recommended the lot in question be stabilized, and if done, then the PB wouldn't have to worry about any further problem until spring time. Johnston said if there were a problem over the winter, he does not have faith that the developer will correct it in a timely fashion. Greenwood said the Letter of Credit can be used for this work because the developer has already stripped the topsoil from the area of concern and it is now exposed, and erosion can take place. He said that in order to draw on the LOC, we would need to submit to the bank invoices for work that was done. Stevens said this work will have to be done, whether now or in the spring, and he prefers waiting until spring. Amthor said the Board asked our professional engineer Steve Cummings for his professional opinion, and Cummings recommends that the work be done now. Amthor said if the Board is not going implement the recommendations they asked for, they need to have solid reasons why.

Motion made by Kennedy, 2nd by Johnston to ask the BOS to authorize the expenditure of funds to have Cummings schedule the work to be done, based on his Nov 20 letter, by the company who provided him with the estimate, and the PB will ask the BOS to draw on the letter of credit for this work as well as the

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engineering fees that have not been paid by the developer. The Selectmen's office will be asked to get advice from town counsel regarding how to go onto private land to complete this work. All were in favor.

Motion made by Kennedy, 2nd by Johnston to continue this hearing to Dec 18th: all were in favor.

Nicolova thanked the Board for doing due diligence on this matter.

Greenwood said that the PB should consider creating an ordinance for wind turbines, and will bring information to the meeting on the 18th.

Greenwood distributed the revised NH Right-To Know laws.

Motion to adjourn at 8:10 made by Brenner, 2nd by Pratt: all were in favor.

Respectfully Submitted,

Kathy St. Hilaire,
Administrative Assistant
Brentwood Planning Board